IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.3229 OF 2003
IN
SUIT NO.3220 OF 2003

Canara Bank ..Plaintiffs

Vs.

Piyush Kejriwal and Anr. ..Defendants

Mr.Vira Kadam i/b Rohit Shetty and Co. for the plaintiffs

None for the defendants

CORAM : S.U.KAMDAR, J
DATED : 1ST MARCH, 2006

P.C.:

1. The present suit is filed by the bank for the recovery of sum of Rs.6,44,753/-. The said loan was advanced by way of vehicle loan and the Motor Vehicle 'Hyundai Ascent GLS Car bearing Registration No.MH-03K-7603 was hypothecated. Defendants have committed defaults in payment of the amount. Defendants are served. Affidavit of service dt.16.8.04 is taken on record. Inspite of service, neither the defendants appeared nor any reply is filed to the motion.

2. In view thereof, motion is made absolute in

terms of prayer clause (b). Court Receiver is directed to take possession of the said vehicle and the Receiver will appoint the defendant as agent of the Receiver on usual terms and conditions. Motion disposed of accordingly. No order as to costs.